

A New ARSENE LUPIN Story. A New ARSENE LUPIN story, by Maurice Le Blanc, will begin in to-morrow's Evening World. It is "The Blonde Lady" and contains the most exciting and mysterious of the French "thief genius" adventures. It is a story you have no right to miss.

WEATHER—Fair to-night and Thursday; warmer.

FINAL EDITION

The



World.

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## JURY GETS SCHENK CASE; PRISONER IN A COLLAPSE

Woman Quails Under Attack of Prosecutor and Face Is Distorted From Weeping.

HOLDS FINGERS IN EARS.

Great Throng Besieges Court-house Prepared to Wait for the Verdict.

WHEELING, W. Va., Jan. 25.—The case of Mrs. Laura Farnsworth Schenk, charged with poisoning her millionaire husband, John Schenk, was given to the jury at 3:58 o'clock this afternoon. An immense throng was about the court as the jury retired and all apparently determined to wait there until the verdict was returned.

Prosecutor Handlan, who made the final summing up for the State, and who had for about four hours mercilessly arraigned the prisoner, concluded his address at 3:30 o'clock with a plea for the woman's conviction, and asked the jury to send her to the penitentiary. As the instructions given to the jury by the court before the summing up began, the Judge's charge, the case was given to the jury soon after Handlan had concluded.

Mrs. Schenk wilted this afternoon under the fierce verbal assault of the prosecutor. A respite the noon recess afforded was evidenced in her confident manner when she appeared for the afternoon session. But this soon gave way to a sulking, tearful attitude. She tried to evade Handlan's arraignment by thrusting her fingers into her ears. She moved nervously in her chair, and finally she lay her head on the table, while her whole body trembled. She remained in that position almost all through Handlan's speech.

Watches Jury Retire. While the final moves were made in the trial, Mrs. Schenk seemed to be half-dazed by the surroundings, but as the Judge gave the case to the jury, she roused herself and looked tearfully at the jurors, watching each man steadily until the twelve who were to decide her fate had left court.

A few minutes later, with her face distorted and swollen from weeping, Mrs. Schenk was led staggering from the court-room in a state of collapse. Judge Jordan announced at 4:10 o'clock that he would remain in court until 10 or 11 o'clock to-night if necessary to receive the verdict. If no verdict is rendered by that hour he will send the jury to a hotel for the night.

Attorney S. O. Boyce continued his argument for the defendant this morning when court opened. He launched into invective against Dan Phillips, the piano clerk, who, he declared, had wormed his way into the confidence of Mrs. Schenk only to betray her.

Continuing his argument Mr. Boyce declared that if Dr. J. W. Myers, who testified to having sold lead poison to Mrs. Schenk, had been honest, he would have gone to the prosecuting attorney and told him that he had sold Mrs. Schenk sugar of lead and asked an investigation when he learned that Schenk had been poisoned.

Prosecution's Last Word.

Mr. Boyce, who had assailed the testimony of Eleanor Zoekler, the detective nurse, on Tuesday again paid his respects to her. He characterized her as a witness who was employed for the sole purpose of quivering her way into the affections of Mrs. Schenk and playing the part of a female Judas Iscariot. Attorney Boyce closed his argument for the defense at 10:50 A. M., and after a brief recess Prosecutor Handlan opened the final address for the State.

BOY KILLED IN STREET.

Truck Knocks Him Down in Front of His Home.

While hurrying home, after staying late at school this afternoon, John Harvey, fourteen years old, of No. 250 West Fifteenth street, was struck and knocked down by a heavy truck as he was crossing the street in front of his residence.

He was instantly killed.

Sunday World Wants Work

Monday Morning Wonders.

## NEW SUBWAY BID WOULD HAVE CITY PAY \$75,000,000

Sprague's Syndicate Would Furnish \$40,000,000 of Their Own Money.

BRONX TO BROOKLYN.

Bid Made Public Late This Afternoon by Public Service Commission.

The Public Service Commission made public late this afternoon a new bid for an independent city-owned subway. The bid was made by John J. Sprague and Oscar T. Crosby, representing a syndicate of capitalists. They offer to build a Triborough subway and will spend \$40,000,000 of their own money if the city will provide \$75,000,000.

The new bid proposes to build a subway connecting the Bronx and Brooklyn, the Brooklyn connections being made through tunnels from Liberty street uptown into Varick as a four-track road, turn from Varick into Seventh avenue and thence to Times Square, through Forty-fifth street to Lexington avenue and up Lexington avenue to One Hundred and Thirty-eighth street, across One Hundred and Thirty-eighth street to Jerome avenue and up Jerome avenue to One Hundred and Fifty-fifth street.

Connections in the Bronx.

Connections are laid out from Lexington avenue and One Hundred and Thirty-eighth street, running out Sullivan Boulevard and making further connections with a series of elevated railroads. The Brooklyn branch will connect with the Fourth Avenue subway, now building, running from Liberty street, Manhattan Fulton, up Fulton to Flatbush and thence to Fourth Avenue.

The city is to receive interest of 4-1/2 per cent. for its capital of \$75,000,000, a sinking fund of one per cent. is to be deducted from the gross receipts; the surplus earnings are to be divided on a basis of approximately one-third and two-thirds; the city to have the right to purchase after ten years at five per cent. profit, the face to be five cents, with free transfers at Times Square, Fourth Avenue and Thirty-fourth street and Mott Avenue and One Hundred and Forty-fifth street.

The offer may be withdrawn in three weeks after one week's notice has been given.

Mr. Sprague condemned the Triborough scheme as impracticable and declared it could not be operated. He is the engineer who laid out the first electric street railroad in the United States, and he has made a study of the subway question.

The commission spent two hours today ferreting with the committee from the Board of Estimate and Apportionment on the subway situation.

At the conclusion of the conference, Chairman Wilcox said that they had spent the time in discussing various points in the Inerborough offer that will not be disposed of for some time, after which the conference will take up the general subway subject. The conference is to be resumed to-morrow afternoon.

So fearful are the conferees that some of their doings may become public or be overheard, that they take the precaution to close the transoms.

PAUL MORTON'S WILL

BRIEF, WIFE SOLE HEIR.

Document, Written on Half Sheet of Paper, Does Not Give Value of Estate.

The will of Paul Morton, who at the time of his sudden death in the Hotel Seymour last Thursday, was the president of the Equitable Life Assurance Society, was filed for probate in the Surrogate's office to-day. He left all his property to his wife, Lottie G. Morton.

The document is one of the briefest on record. By its terms Mrs. Morton is made sole heir and executrix. It is dated at Chicago, Ill., April 24, 1905, the testator describing himself as a citizen of that city. The value of his estate is given in the formal words as "more than \$100,000" in real estate and "more than \$10,000" in personal property.

## SISTER OF CRAZED MUSICIAN WHO KILLED NOVELIST.



## IMPORTERS GIVEN FOUR MONTHS FOR CONFESSIONS

Conspired With Assistant Customs Weigher to Cheat Government of Duties.

Teachers Economou and George P. Calogera, importers of figs, cheese and olives, pleaded guilty in the Criminal Branch of the United States Circuit Court to-day to indictments charging them with being for years engaged in a conspiracy with assistant customs weighers to defraud the Government of duties through false weighing of importations.

William Michael Byrne, counsel for the importers, made a long plea for clemency, and told Judge Hand his clients had made full confessions regarding the frauds which covered a period of four years, and were prepared to make restitution.

Economou and Calogera were each sentenced to serve four months in the Penitentiary on Blackwell's Island. It was expected that Constantine Galapoulis, another importer, and Charles M. Bliga, an assistant customs weigher, who have also pleaded guilty to similar frauds, would be sentenced to-day, but with the consent of Assistant United States District Attorney Wemple their cases went over to March 6.

Regarding the confessions which Economou and Calogera made concerning the frauds, the false weighing of importations, Mr. Wemple told Judge Hand that they were practically worthless because the importers stated that they were unable to find the papers which would be necessary in a criminal prosecution of the customs officials.

MR. JULIUS CAESAR IS HERE.

Not a Descendant of the Famous General of That Name.

Heading the big passenger list of the steamship Vanderland, arrived from Antwerp to-day, was the name of Mr. Julius Caesar. The ship news reporters hastened to make his acquaintance. Mr. Caesar is a robust German from Elberfeld, near Cologne. He is a manufacturer of wall paper and is over here to learn what's new in that line of business.

To the newspaper men he said: "So far as I know I am not descended from Julius Caesar, once well known to Rome."

SURVIVED MANY PERILS;

FOUR-FOOT FALL KILLS HIM.

ALTON, Ill., Jan. 25.—George Hartig, sixty-two years old, who once was attacked by Indians and left for dead in Nevada; was shot through the head by robbers and thrown into the Mississippi River, and had suffered many other accidents, yesterday was killed by a fall of four feet.

## MOURNERS CROWD FOR NEAR VIEW OF PHILLIPS'S BIER

Street in Front of Undertaker's Shop Thronged by Admirers of Slain Author.

PLAN PUBLIC FUNERAL.

Senator Beveridge Takes Charge of Arrangements for Burial of His Friend.

The body of David Graham Phillips, the novelist, who died late last night from the pistol wounds inflicted by Fitzhugh Coyle Goldsborough, the crazed violin player, in Gramercy Square on Monday, was removed to-day from Bellevue Hospital to an undertaking establishment at No. 66 Fourth Avenue. In a little while a curious crowd gathered on the pavement, staring through the front windows.

Inside the window of the undertaking establishment, the crazed violin player, in Gramercy Square on Monday, was removed to-day from Bellevue Hospital to an undertaking establishment at No. 66 Fourth Avenue. In a little while a curious crowd gathered on the pavement, staring through the front windows.

In deference to the wishes of the many friends of the dead writer, Senator Beveridge, after consultation with members of the family, announced this afternoon that the funeral of Mr. Phillips would take place on Friday and that it would be public.

It was announced late this afternoon that funeral services would be held at 2 P. M. Friday in St. George's Episcopal Church, Seventeenth street and Biograph place. In the absence of Bishop Greer, Archbishop Nelson, assisted by Hugh Birkenhead, the rector of St. George's, will officiate. It is also expected that Rev. Dr. Rainford, former rector of the church, will be present.

The pallbearers will be Robert A. Chambers, Samuel H. Blythe, Arthur A. Little, George H. Lorimer, J. H. Sears, Senator A. J. Beveridge, Otto Karsen, Michael and John O'Hara Cosgrove.

Fought Hard for Life.

Mr. Phillips believed until almost the time of his death that he would survive the six bullets fired into his body by Goldsborough. A few minutes before he sank into unconsciousness he turned to his brother, Harrison C. Phillips, and his sister, Mrs. Carolyn Frevert, and said: "If I had only two bullets go through me I might beat it, but with five or six, it is pretty hard."

Until this time the fortitude shown by Mr. Phillips was such that his doctors believed there was a chance for him to get well. Then he began to sink and they saw there was a hemorrhage of the lung, which convinced them that all hope was past and death a matter of minutes.

Although Mr. Phillips had suffered continuously as the result of etherization during the day, there were no alarming symptoms until 9 o'clock last night, when Dr. Donovan, the house surgeon, saw that the patient was not rallying and that there were indications of a hemorrhage. Messengers were sent for Drs. Walker and Hockaday. Harrison Phillips and Mrs. Frevert had remained constantly at the bedside of their brother.

Clung to Life.

Still Mr. Phillips held to life with grim determination, and as long as he kept his eyes open he was a conqueror. A few minutes before 11 o'clock he opened his eyes. His strength was ebbing fast. Dr. Donovan and Walker could scarcely hear him when he whispered the sentence that showed he himself had lost hope. Then he sank into unconsciousness and death came.

Miss Goldsborough, sister of the post-mortem who sent a bullet through his own brain after shooting Mr. Phillips, left at midnight with the body of her brother, which will be interred in Washington, the home of the Goldsborough family. An uncle of young Goldsborough, with a banking office at No. 63 Wall street, said to-day: "Fitzhugh had the eccentricities of genius. The entire family is musical, and the development of music seemed to have been the strongest in the boy. He was far from being practical and was not a success."

"He was most deeply in his ideas about women, and we are of the opinion that he became incensed with Mr. Phillips because of his treatment of some of his women characters in his books."

## GIRL WHOSE LETTERS CAUSE WIFE'S SUIT FOR \$25,000 DAMAGES.



## MORGAN SAILS, TAKING SPECIAL DIET FOR TRIP

Financier's Stomach Said to Be Bothering Him and He Adopts Precautions.

J. Pierpont Morgan was a passenger on the White Star liner Celtic leaving for Europe to-day. He was accompanied by a man servant. When interviewed by a man servant. When interviewed by a man servant.

Mrs. Morgan, his son-in-law, Herbert L. Saterlee, and several of the financier's grandchildren saw him aboard the Celtic and left just at sailing time. The vessel will stop at the Azores and Mediterranean ports. Mr. Morgan would not say where he would get off.

Mr. Morgan took aboard the Celtic with him a crate of live chickens and two crates of fresh fruit products from his Highland Falls farm. He also took enough bottled water to last throughout the voyage. Specially prepared food products will be ready for him when he arrives in Italy and he had ordered fresh fruits and fresh eggs from the Azores.

The financier's stomach has gone back on him, it is said, and he will take no chances with other than the freshest obtainable foods. It had been his intention to sail on the Celtic two weeks ago, accompanied by his physician, Dr. J. W. Markoe. Dr. Markoe was ill at the time and could not sail. Mr. Morgan waited two weeks, but was compelled to sail without Dr. Markoe as the physician is still ill.

## FLYING MACHINE BILL MAKES RULES FOR ARMEN.

Now Before Connecticut Legislature, It Compels Registration and Provides Penalties.

HARTFORD, Conn., Jan. 25.—A bill following the recommendation of Gov. Baldwin, was introduced to-day compelling owners of flying machines or dirigible balloons to register their names and places of residence with the State Secretary, who will issue a certificate of registration and a register number. The bill provides that this registration number shall be carried on all flying machines and shall be subject to an examination on demand by any proper officer.

The registration fee will be \$10 and the State police are given control of the flying machines. The owners of dirigible balloons are liable for all damages arising from their operation without proof of negligence. Violators of this law are liable to a fine of \$100 or five years in prison or both.

to have been the strongest in the boy. He was far from being practical and was not a success. "He was most deeply in his ideas about women, and we are of the opinion that he became incensed with Mr. Phillips because of his treatment of some of his women characters in his books."

## SHEEHAN CALLS IN BOLTERS; PLEADS WITH THEM FOR VOTES

## HUBBY'S POCKET FILE OF LETTERS AIDS WIFE'S SUIT

Mrs. Roe Demands \$25,000 From Mamie E. Taylor for Alienation.

REAL WARM MISSIVES.

'Golden Spur' Is 'Heart's Fondlest, Truest, Best' to 'Woman Who Understands.'

As Mamie E. Taylor was letting George Orestis Roe, a Philadelphia insurance man, out of the front door of her home at No. 38 Lafayette Avenue, Brooklyn, last evening, she was served with papers in a suit for \$25,000 for the alleged alienation of Mr. Roe's affections from his wife, Mary Budd Roe.

On his arrival at Philadelphia, a little later, Mr. Roe's somewhat irritable inquiries as to the suit against Mamie Taylor were interrupted by the service of papers in a Pennsylvania suit for divorce.

The Brooklyn complaint alleges that notwithstanding Mamie E. Taylor and Mary Budd were schoolmates together at Patchogue and grew up together, Mamie Taylor has "deliberately, maliciously and knowingly enticed and alienated the affections of said George Roe from his lawful wife, depriving her of the comfort and society of his presence and causing her great mental anguish of mind."

Letters in Hubby's Pocket.

In support of the complaint, Mrs. Roe will submit to the court two letters from Mamie E. Taylor to her husband, which, she says, were found in Roe's pockets last May. One of them, dated May 17, reads in part:

My Own Dearest Love—I am hoping the sun shines brightly to-day in Philadelphia. With you away I can't even get pleasure out of my piano. . . . I know you have given yourself, body and soul, to me and no one can take you back from me. I want you all to myself. . . . I am glad you like my red roses. I was afraid they might cause unpleasant questions, but Tom took them, so I suppose it was all right.

If each rose could only have spoken to you out loud, it would have said: "Yes, Mamie does love her George and is waiting for him to claim her as his wife before the whole world."

. . . Oh, my lover, my comrade, my guardian, my Golden Spur, take the best of care of yourself. Good night. Oh, my heart's fondest, truest, truest and best love go to you, my joy.

My dearest sweetheart, my husband, my life, my all, always, forever faithfully, devotedly and lovingly, your true little wife and life's partner.

THE WOMAN WHO UNDERSTANDS. Another letter, written the next day, reads:

I know you are so much and true to the end and I will wait patiently for our day to come—for come it must, we need each other.

THE WOMAN WHO UNDERSTANDS.

BAD WINDS HALT FLIGHT OF M'CURDY TO CUBA.

KEY WEST, Fla., Jan. 25.—Unfavorable winds this forenoon prevented the flight of Aviator M'Curdy from Key West to Havana. Everything was in readiness and warships stood by to escort the aviator in his aerial voyage over the waters.

World Building Turkish Baths. Aviator M'Curdy. Correspondent in stand to look after.

Holds a Conference in His Room With Terry, Huber and Others in Desperate Effort to End Deadlock.

CONTINUOUS SESSION PROPOSED TO END FIGHT.

Grady, After Failure to Elect on Joint Ballot To-Day, Suggests a Real Test of Endurance for Young Insurgents Who Are Holding Out.

(Special from a Staff Correspondent of The Evening World.)

ALBANY, Jan. 26.—The Sheehan forces this afternoon and to-night made another desperate effort to get the votes needed to break the Senatorial deadlock. Some insurgent legislators were called to Sheehan's room at the Ten Eyck. In addition Murphy sent for Sheriff Harvey of Queens County, who controls the votes of Assemblymen Huber and Kennedy.

Among the insurgent legislators summoned by Sheehan were Assemblymen Terry of Brooklyn, McDaniels of Tompkins County, Kennedy and Huber of Queens, and some up-State members.

Rumors are persistent that there will be a break in the insurgent ranks to-morrow, but the anti-Sheehan leaders deny these stories and declare that if there is any flop it will be from Sheehan. Tammany leaders are making no claims and admit they look for an immediate change in the situation.

No inroad was made to-day on the insurgent ranks in the joint ballot. Officially Sheehan received one vote less than yesterday, but that was because Senator Bayne was absent and paired with Senator Wadsworth. There were no other changes from yesterday's vote. After the preceding officer announced that no selection had been made Senator Grady suggested that a date be fixed at which the joint session begin voting and continue to vote without recess until a selection is made.

What Grady Proposed.

"The interest in this joint session is decreasing," said Grady, "and it seems to me that it is about time that we settled down to the more important business of legislation for which we have been sent here by the people. I want to suggest that those who have the authority to make an agreement get together and decide upon some day when we can meet here and continue balloting until we elect a Senator. If we find that we cannot elect a Senator this year let us find the means to elect one next year."

When asked what he meant by the last statement Senator Grady said: "I am perfectly willing that those gentlemen who are trying to attract the independent vote by their insurgency should submit their cause to the people. Some of them might not come back to the Legislature next year, but that would not make any great difference. I proposed that we settle this thing at one continuous session so that we can get down to more important business. I am willing to sit there and vote until I vote out my chair. The way we are voting now is a waste of time. We might just as well delegate the power to those men and let them carry on this job of balloting while the rest of us do some real work."

Smith is Willing.

"What do you think of Senator Grady's suggestion?" was asked of A. E. Smith, Democratic leader of the Assembly. "It is all right. We may as well do voting for a Senator as any other way. My proposal would amount to a test of personal endurance."

Several Republican members said they would be willing to adopt Senator Grady's plan.

Respectful measures of Charles F. Murphy were to-day met with reprisals by the insurgents. It became known that the original twenty insurgents had added to their first irrefragable secret agreement a provision that they should stand together and block all Tammany bill legislation.

Following the announcement that the Clerk of the Senate, at the instigation

of the vizer, the great patronage of the Surrogate's office, the retainers of the "interests" and in one \$48,000 warrant more than the amount distributed among all the leaders on their only "dough day."

What golden dish of political pap has Cohalan received to make him forego his own ambitions and use his ascendancy over the boss to further Sheehan's cause? Why a Cohalan?

THE VIZIER

Where do the rules of the Democratic organization, known as Tammany Hall, provide for a Cohalan?